

**Filed 6/30/10 by Clerk of Supreme Court
IN THE SUPREME COURT
STATE OF NORTH DAKOTA**

2010 ND 115

State of North Dakota,

Plaintiff and Appellee

v.

Melford Willis Gunderson, Jr.,

Defendant and Appellant

No. 20100050

Appeal from the District Court of Burleigh County, South Central Judicial District, the Honorable Donald L. Jorgensen, Judge.

AFFIRMED.

Per Curiam.

Tyrone J. Turner, Assistant State's Attorney, Courthouse, 514 East Thayer Avenue, Bismarck, N.D. 58501, for plaintiff and appellee.

Michael R. Hoffman, 120 North Third Street, Suite 100, P.O. Box 1056, Bismarck, N.D. 58502-1056, for defendant and appellant.

State v. Gunderson

No. 20100050

Per Curiam.

[¶1] Melford Gunderson appeals an amended order deferring imposition of sentence, requiring him to pay restitution of \$15,194.60. Gunderson argues the district court erred in the amount of restitution it ordered. We conclude the district court did not abuse its discretion and summarily affirm under N.D.R.App.P. 35.1(a)(4).

[¶2] Gerald W. VandeWalle, C.J.
Dale V. Sandstrom
Carol Ronning Kapsner
Mary Muehlen Maring
Daniel J. Crothers